



Pesticide Registration Service Fees

PRIA Workshop March 11, 2004



Pesticide Registration Service Fees

- Overview of Pesticide Registration Improvement Act of 2003 -

Rick Keigwin, Senior Staff Advisor
Office of Pesticide Programs

Wide participation in fees workgroup

- EPA
- CLA / RISE
- CSPA
- CPDA
- ACC
- Biopesticide Industry
- NRDC
- Consumers Union
- Protected Harvest

Benefits of proposed Bill

- Reduced timeframes for registration decisions
- Greater predictability for registration decisions
- More accountability for registration decisions
- Enhanced resources to assure that FQPA and reregistration deadlines are achieved
- More stable, predictable and augmented funding for pesticide program

Overview: Maintenance Fees

- \$116M to be collected over 5 years
 - Front-end loaded
- Caps increased so fees are more equitably spread across various pesticide industry sectors
- Approximately \$3M earmarked for fast tracks & new inert reviews

Overview: Enhanced Registration Service fees

- Generates \$15M - \$20M per year
- Fees increased 5% after 2 years but no COLA
- Protection of FY02 funding level for OPP
- Fees tied to specific decision completion timeframes; completion timeframes are gradually reduced
- Shorter timeframes for reduced-risk
- Judicial review for new AIs & new uses where completion timeframe is exceeded by more than 2 years

Overview: Enhanced Registration Service Fees

- Fee waiver provisions for small businesses, minor uses, IR-4 and state & federal agencies
- \$1M per year earmarked for worker exposure activities
- Increased transparency provided by annual auditing and reporting requirements
- New hires exempted from agency-wide FTE ceiling

Registration Requirements for Antimicrobial Pesticides

- Timeframes for amendments requiring scientific review reduced to 120 days
- Failure to make decision in the reduced timeframe no longer judicially reviewable

Maintenance Fees

- Caps adjusted so fees are more equitably spread across various pesticide industry sectors
- Maintenance fees increased and front-loaded:
 - FY04 - \$26M
 - FY05 - \$27M
 - FY06 - \$27M
 - FY07 - \$21M
 - FY08 - \$15M

Small Business Definition Updated

- Increases employee cap from 150 to 500
- Increases average annual gross global revenues from \$40M to \$60M
- Provides language to tighten loopholes for “affiliates”, “affiliated persons” and “indicia of control”

Reregistration and Other Activities

- Requires all food-use REDs be completed by August 3, 2006
- Requires all non-food-use REDs be completed by October 3, 2008
- Gives 2 additional years for data required in the RED to be submitted before product reregistration decision

Other Fees

- Cannot levy other registration fees
- Suspends authority to collect the tolerance petition fee through September 30, 2008

Expedited Processing of Similar Applications

- Earmark includes review of new inert ingredients as well as fast tracks
- Increases amount of maintenance fees earmarked for fast tracks & inerts:
 - FY04 - \$3.3M
 - FY05 - \$3.3M
 - FY06 - \$3.3M
 - FY07 - \$2.6M - \$3.0M
 - FY08 - \$1.9M - \$2.1M

Pesticide Registration Service Fees

- Defines costs that fees can be used for to include:
 1. OPP management & staff directly involved in review of covered pesticide applications
 2. Contractors that are directly involved in review of covered pesticide applications
 3. Advisory committees that engage in peer reviews of covered pesticide applications
 4. Information management costs associated with reviews of covered pesticide applications
 5. Costs of collecting fees, tracking fees, reporting and auditing

Fees

- Fees are required for all covered pesticide applications submitted on or after the effective date
- All currently pending new AI applications must pay fee except those that are carried over from RD's FY03 Workplan
- Fees for pending applications are reduced by amount of previously paid tolerance fees

Fees

- Applications submitted on or after March 23, 2004 must include documentation that the fee has been paid or a fee waiver request with documentation justifying the waiver.
- Most applications pending at the time of the effective date for covered pesticide actions may voluntarily pay fee

Schedule of Covered Applications and their Service Fees

- 30 days after effective date (90 days after the bill is signed) schedule of covered pesticide actions, their corresponding fees and timeframes must be published in the FR

Resubmission of a Covered Pesticide Application

- Establishes criteria under which a resubmission of a pesticide registration application does not need to be accompanied by a new registration service fee

Fee Adjustment

- While there is no COLA provision in the fees bill, there is a one time, across-the-board 5% increase in fees effective October 1, 2005

Waivers

- Waivers must include appropriate documentation
- Decisions on waivers must be made within 60 days of their receipt
- Fees for IR-4 submissions are waived
- Other minor use submissions may request a waiver on basis that anticipated revenues not adequate to justify costs

Waivers: Small Businesses

- If applicant provides adequate documentation demonstrating that it qualifies as a small business, 50% of fee is waived
- If applicant provides adequate documentation demonstrating that it qualifies as a small business **and** demonstrates that average annual gross global revenues < \$10M, then 100% of fee is waived



Waivers: Federal & State Exemptions

- State and Federal agencies are exempt from the payment of fees

Refunds

- If application is withdrawn within 60 days after receipt date, then 90% of fee refunded
- If application withdrawn more than 60 days after receipt date, then refund based on percentage of work completed
- Determination of the amount of the refund must be made within 90 days after the date of the withdrawal

Discretionary Refunds

- Administrator may provide a refund if (1) a significant amount of work was completed on the application prior to the effective date or (2) data submitted in support of another application has been considered

Pesticide Registration Fund

- Fees from fund used to pay for costs associated with the review of covered pesticide actions
- \$750,000 - \$1.0M per year earmarked for worker protection activities
- \$500,000 in FY04 & FY05 earmarked for review of new inert ingredients

Authority to assess fees

- Authority to assess fees is suspended if Congressional appropriations and/or Administrator allocations of funds to OPP falls below the amount allocated to OPP in FY02 by more than 3%
- This protection applies for FY04 – FY06

Decision Time Review Periods

- Timeframes are reduced over the 5 years
- Higher initial timeframes reflect need to “gear up” and address potential backlogs
- Lower timeframes in last two years reflect achievable goals given additional resources and elimination of backlogs

Decision Time Review Periods

- Covered pesticide applications submitted on or after the effective date are subject to the decision timeframes
- All pending new AI applications are subject to the decision timeframes
- All pending applications that voluntarily pay the fees are subject to the decision timeframes
- By mutual agreement of the Agency and the applicant, the decision time review period can be extended

Start of the Decision Time Review Period

- Decision time review period begins 21 days after receipt date for applications received on or after March 23, 2004 or when EPA receives the fee payment, whichever is later
- For pending actions where registrant pays fee, the decision time review period begins upon receipt of documentation certifying that payment has been made
- For pending new active ingredients included on RD's FY03 Workplan, the decision time review period begins 30 days after the effective date

Start of the Decision Time Review Period

- Where the applicant seeks a fee waiver and the Agency grants the waiver, the decision time review period begins no later than 60 days after the receipt date
- For applications where the waiver is denied, the decision time review period begins on the date on which the Agency receives certification that the applicable payment has been made

Judicial Review

- Covers only new AIs & new uses and only those for which a fee has been paid
- Can only be requested 2 years after the decision review period has expired
- Registrant must request a meeting with the Agency to try to work out the problem 120 days prior to petitioning for judicial review
- The Agency cannot be required or permitted to refund any portion of the fee in response to a complaint to the Administrator

Accounting & Auditing

- Annual audit report detailing
 - (a) amount of fees received
 - (b) expenditures from the fund
 - (c) decision making performance achieved in comparison with decision completion time periods
 - (d) reasonableness of overhead costs

Personnel

- FTEs supported out of the fees Fund do not count against agency-wide personnel level caps

Reports

- # of applications reviewed and their individual decision timeframes
- # of actions pending in each covered category including new inert petitions
- Progress made in meeting timeline requirements
- Description of staffing and resource allocations to support decision-making for covered actions

Reports

- Actions taken to improve efficiency & cost effectiveness of the registration program
 - Expansion of self-certification
 - Accreditation of outside reviewers
 - Broadening the scope of the notifications process

Phase Out

- If legislation is not renewed after FY08, a 2 year phase out period kicks in to allow OPP to glide back down to lower FTE levels
- In FY09, the first year of the phaseout, fees are reduced by 40% from FY08 levels
- In FY10, the second year of the phaseout, fees are reduced by 70% from FY08 levels

Effective Date

- The Effective Date referenced in this legislation refers to the date that is 60 days after the date of enactment
- The Effective Date is March 23, 2004

Pesticide Registration Service Fees

- Development of An RD Work Plan Under the Pesticide Registration Improvement Act (PRIA) -

Lois Rossi, Director
Registration Division

Stakeholder Questions

- Many questions provided to the Agency relating to development of a new RD work plan under PRIA
- Purpose of this presentation
 - Begin to answer these questions

Stakeholder Questions

- Types of questions
 - How will EPA handle actions currently on the RD FY '04 work plan?
 - How will the Agency handle other pending actions submitted prior to 3/23/04?
 - Will registrants have to pay for pending actions to be worked on?
 - How will actions that are nearly complete be handled?

Stakeholder Questions

- How will priorities be determined between actions that have fees required and ones that do not?
- How will Agency priorities beyond reduced risk compounds (OP alternatives, methyl bromide alternatives) be handled?
- Would paying a fee before the effective date of the fee system allow you to move forward in the queue?

Developing the Schedule

- Two parts to consider in developing the schedule
 - The Actions
 - Received on or after March 23, 2004
 - In-house before March 23, 2004
 - Resources
 - Continuing analysis as funds increase and efficiencies are developed

Actions Received On Or After March 23, 2004

- Actions Covered by Fees
 - Subject to the time frames mandated by the PRIA
 - They will be added to the work plan as they are received with completion dates determined according to the time frames stated in the PRIA

Actions Received On Or After March 23, 2004

- Actions not covered by fees will also need to be scheduled, e.g.:
 - Section 18's
 - Section 24c's
 - EPA initiated amendments
 - Notifications

Actions Received On Or After March 23, 2004

- Time frames for some of these actions are addressed by existing statutory requirements or policy guidelines
- Most IR-4 actions have provisions for fee waivers, but are still subject to the time frames mandated by the PRIA

Actions In-house Prior to March 23, 2004

- Requirements for fees and scheduling for actions in-house before 3/23/04 are not as straight-forward
- PRIA provides some direction
- PRIA allows for some discretion on the part of the Agency and registrants
- Thus, there are decisions that registrants and the Agency need to make

Actions In-house Prior to March 23, 2004

- The chart on the following slide summarizes the direction provided by the PRIA concerning fees and time frames (start dates) for actions in-house prior to March 23, 2004

Actions In-house Prior to March 23, 2004 (cont.)

Summary of Direction Provided in PRIA on Fee Requirements and Review Times (Start Dates) for Pending Actions

Action	Fee Required	Start Date*
New Active Ingredients		
On FY03 RD Workplan	Not Required	30 days after effective date
On FY04 RD Workplan	Required	Not specified in statute
Not on an RD Workplan	Required	Not specified in statute
New Uses and Import Tolerances		
On FY03 RD Workplan	Voluntary	30 days after effective date
On FY04 RD Workplan	Voluntary	If voluntary fee paid, begins on date fee payment is certified
Not on an RD Workplan	Voluntary	
Other Covered Actions		
All other covered pending actions	Voluntary	If voluntary fee paid, begins on date fee payment is certified

*If waiver requested and **granted**, start date is earlier of:

- The date request is granted
- 60 days after receipt of waiver request

*If waiver requested and **denied**, start date is:

- The date of receipt of payment

Actions In-house Prior to March 23, 2004 (cont.)

- The PRIA also directs, for actions in-house prior to March 23, 2004:
 - Fees will be reduced by the amount of previously paid tolerance petition fees
 - The Agency has discretion to prorate the fees based on the amount of work completed on a particular action prior to 3/23/04
 - It is the Agency's intention to prorate these fees

Actions In-house Prior to March 23, 2004 (cont.)

- This is the direction provided by the PRIA on time frames and fees for pending actions
- However, the Agency is mindful of its previous commitments (for which work has begun and is continuing)

Work During the Transition

- Work is continuing on currently scheduled actions (RD '04 work plan; including RD '03 carryovers)
- Currently collecting/verifying the information necessary to analyze workload and develop a new schedule
- Early communication from stakeholders on their plans for in-house actions as well as new actions is crucial

What We Need to Know From Stakeholders

- In-house actions on RD '04 work plan (except new A.I.s)
 - Are you planning to pay the voluntary fee?
- In-house actions not on the work plan
 - Are you still interested in pursuing the action?
 - Are you planning to pay the voluntary fee?
- Later slides will discuss the specific information needed and the procedures for providing this information

How The Agency Will Use The Information

- Developing several “buckets” of actions
 - RD '03 carryovers
 - RD '04 work plan
 - In-house before 3/23 but not on work plan
- Will be further sorted by type of action
 - New A.I. or other use

How The Agency Will Use The Information

- Will be further sorted by
 - If not covered by fee
 - If subject to voluntary fee
- If subject to a voluntary fee will be further sorted by
 - Whether fee is paid or not
- Actions for which a waiver is requested and granted will be considered the same as identical actions for which there is no waiver and for which the voluntary fee is paid

Developing The RD Work Plan

- Proposing a new dynamic schedule will depend on the concrete analysis of the workloads associated with the following
 - Paid/waived fees
 - Actions not covered by fees
 - Work remaining on actions already begun
 - Stakeholder interest in actions in-house for which no work has begun
- This analysis is continuing

How to Provide Information/ Payment for Pending Actions

- IN ALL CASES
 - Do not send any payment until you receive a bill from the Agency!

How to Provide Information/ Payment for Pending Actions

- New A.I.s Carried Over From RD FY'03 Work Plan on RD FY'04 Work Plan
 - Do Nothing (no fee required)
- All Other New A.I.s In-house
 - The Agency will automatically send bills for the required fee
 - Reduced by amount of previously paid tolerance petition fees and prorated based on work already completed
 - Will include instructions on how to pay (or how to submit a waiver request)
- All Other Actions (covered by voluntary fees)
 - You Should Initiate Contact With the Agency

How to Provide Information/ Payment for Pending Actions

- Actions In-House Before 3/23/04
(Covered by Voluntary Fees)
 - Submit New Application Form or Letter Which Contains the Following Information (if using application form, check “Other” box at the top of the form):
 - Provide Previously Assigned Reg.#/Petition #/OPP Identifier #
 - Provide Date of Original Application
 - Provide e-mail address &/or Fax #
 - State That You Are Still Interested in Pursuing the Application

How to Provide Information/ Payment for Pending Actions

- State Whether You Intend Pay the Voluntary Fee
- If You Intend to Pay the Voluntary Fee
 - Identify Proposed Fee Category and Fee for That Category
- If Requesting a Waiver
 - Include Request and Documentation
- Mail or Courier to Document Processing Desk (same as for new applications)
- Identify by the Distribution Code (VOLPAY)

How to Provide Information/ Payment for Pending Actions

- The Agency Will:
 - For Applicants Who Choose to Pay Voluntary Fee (including those who request a waiver)
 - Determine appropriate fee category
 - Reduce fee by amount of any previously paid tolerance petition fees; prorate based on work already completed; and reduce by the amount of any waiver granted
 - Mail and E-mail or Fax letter/invoice that includes amount due and instructions for submitting payment

Summary

- Appreciate your thoughtful consideration and raising of these issues
- It is extremely useful to look at many related questions together and up-front
- Look forward to your continued input
- Will continue to consult stakeholders on proposed schedule

Inert Ingredients in the Pesticide Registration Improvement Act

- No provision for direct fees for inert ingredient actions
- Additional resources provided

Inert Ingredients in the PRIA

- Two provisions under PRIA for inert ingredient resources:
 - Pesticide Registration Fees
 - Maintenance Fees

Inert Ingredient Actions Covered under PRIA

- Petitions submitted for the establishment of a tolerance or a tolerance exemption
- Actions pending as of March 23, 2004 or submitted subsequently

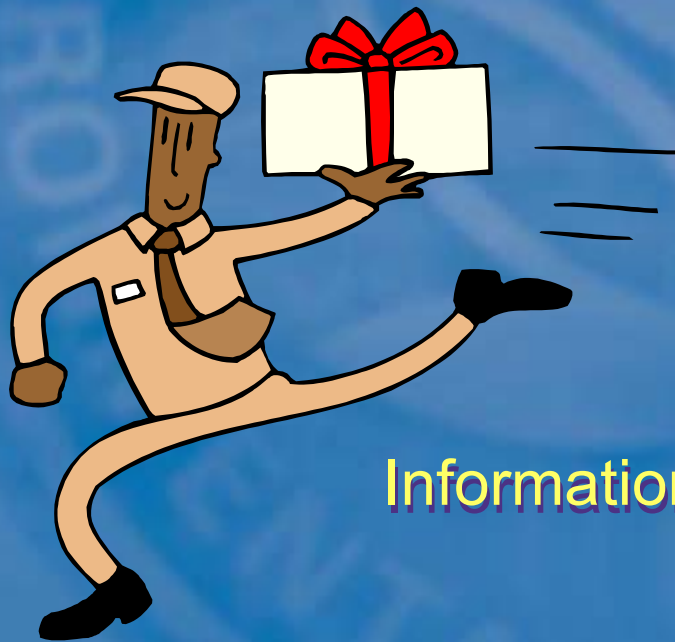
Inert Ingredient Activities Covered under PRIA

- In-processing of inert ingredient submissions
- Review of submitted data on new inert ingredients
- Risk assessments performed on new inert ingredients
- Establishment of new inert ingredient tolerances/tolerance exemptions
- Other associated product registration determinations involving new inert ingredients
- There are currently 50 inert ingredient tolerance/tolerance exemption petitions pending review

Inert Review Process Improvements

- Accelerating the new inert review process
- Workplans being developed for new inert ingredients
- Refining review methodology

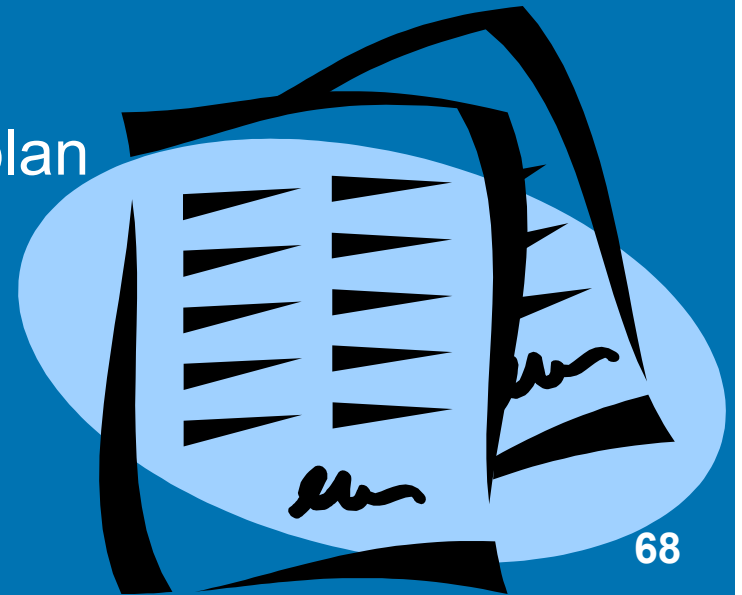
Pesticide Registration Service Fees – In-Processing –



Kate Bouvé, Chief
Information Services Branch
Information Resources & Services Division

Application Types

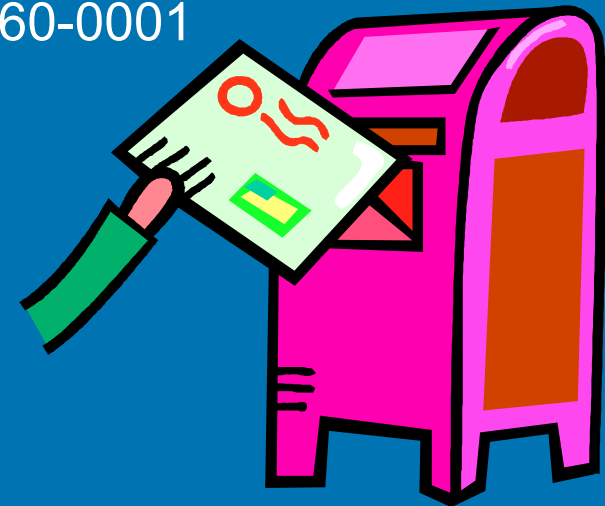
- Covered applications submitted on or after March 23, 2004
- Pending new AI's
 - Not on FY03 work plan
- Other previously submitted "covered applications"
 - Not on FY03 work plan



Covered Applications Submitted on or After March 23, 2004

- By USPS Mail

Document Processing Desk (REGFEE)
Office of Pesticide Programs (7504C)
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, NW
Washington, D.C. 20460-0001



Covered Applications Submitted on or After March 23, 2004

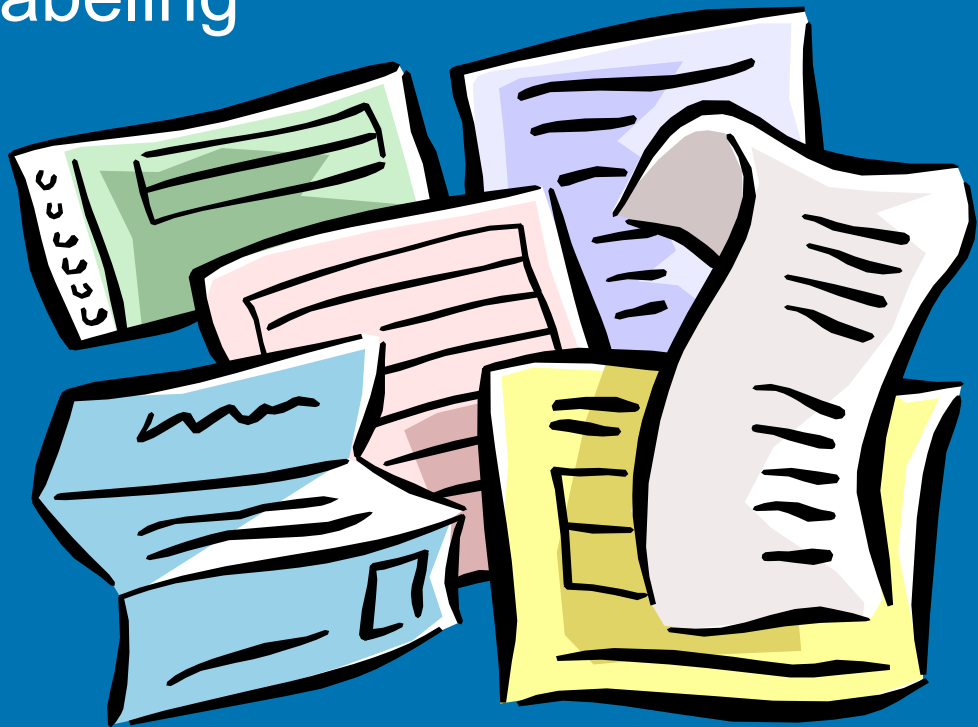
- By courier

Document Processing Desk (REGFEE)
Office of Pesticide Programs
U.S. Environmental Protection Agency
Room 266A, Crystal Mall 2
1921 Jefferson Davis Highway
Arlington, VA 22202



Contents of the Application Package

- What's the same?
 - Forms
 - Draft labeling
 - Data



Contents of the Application Package

- What's Different?
 - Application Form Section II "Explanation"
 - Identify category you believe applies and why
 - Identify amount of fee you believe is due
 - Include e-mail address or Fax number
 - If requesting waiver, include request and documentation with application
 - Do **not** send payment with application

Front End Processing Staff



- Opens packages and “pin punches” contents
 - Receipt Date
- Divides applications into two groups
 - Actions not subject to registration service fees
 - Covered actions – per Distribution Code
 - REGFEE

Regulatory Specialist Teams

- Divisions Send Experts to ISB Daily
 - AD
 - RD
 - BPPD
- “Diagnose” all covered actions received
- Determine appropriate category (Action Code)
- Record Action Code on form

Front End Processing Staff

- Creates submission record in OPPIN
- Creates decision record in OPPIN
- Decision record contains action code identified by regulatory specialist team
- Action code triggers fee amount due and timeframe

Front End Processing Staff

- Prints letter/invoice that includes amount due and instructions for submitting payment
- E-mail or Fax
- Mail USPS



Letter

**PLEASE RETURN A COPY OF THIS LETTER WITH
PAYMENT**

EPA COMPANY NUMBER: 000003

COMPANY NAME: P.F. HARRIS MFG. CO., INC.

OPP DECISION NUMBER:: D-123456

**EPA FILE SYMBOL or REGISTRATION NUMBER:
000003-R**

PRODUCT NAME: HARRIS FAMOUS ROACH
TABLETS

EPA RECEIPT DATE: 03/23/2004

SUBJECT: Receipt of Registration Application Subject to
Registration Service Fee



Letter

Dear Registrant:

The Office of Pesticide Programs has received your application for registration. If you submitted data with this application, the results of the PRN-86-5 screen will be communicated separately. During the administrative screen, the Office of Pesticide Programs has determined that this Action is subject to a Pesticide Registration Service Fee as defined in the Pesticide Registration Improvement Act.

The Action has been identified as Action Code:
999999

[*Description of the Action*]

Letter

Please remit payment in the amount of: \$ XXX,XXX to:

- **By USPS:**

USEPA Washington Finance Center
Pesticide Registration Service Fee
PO Box XXXXXX
Pittsburgh, PA 15251

- **By Courier:**

US EPA Washington Finance Center
Pesticide Registration Service Fee
C/O Mellon Client Service Center
500 Ross Street, Room 670
Box XXXXXX
Pittsburgh, PA 15251-6277
Attn: EPA Module Supervisor



Letter

All payments must be in United States currency by check, bank draft, or money order drawn to the order of the Environmental Protection Agency. To ensure proper credit, please write the OPP DECISION NUMBER on your check, and **enclose a copy of this letter with your payment.**

If you have any questions, please contact Pesticide Registration Service Fee Ombudsman, at (703) 305-XXXX.

Sincerely,

Front End Processing Staff
Information Resources and
Services Division



Study Processing

- Performed concurrently with In-processing
- ISB contractor screens for compliance with PRN 86-5
- Studies and results of PRN 86-5 screen delivered to PM in 3-5 days



Final Steps



- ISB staff
 - Download payment information from Finance System
 - Post payment to OPPIN
- PM reviews application package and studies
 - Completeness check
- OPPIN “checks” for payment receipts

Decision Time Frames

- Clock starts either:
 - 21 days after receipt date
 - or
 - Date fee is paid
- Whichever date is later



2. Pending New AI's (Not on FY03 Work Plan)

- Key issues
 - Applicants required to pay fee
 - Do not send payment until we send you a bill

3. Other Previously Submitted “Covered Applications” (Not on FY03 Work Plan)

- Key issues
 - Applicants may volunteer to pay fee
 - Do not send payment until we send you a bill



Pesticide Registration Service Fees

- Fee Waivers and Reductions -

Jin Kim
Biological and Economic Analysis Division

Can registration fees be waived or reduced?

A fee waiver or reduction may be granted in the following situations:

- IR-4 Program
- Federal and State Agency Exemption
- Small Business
- Minor Uses

Small Business Criteria for a Fee Waiver or Reduction

- 50% waiver if fewer than 500 employees and less than \$60 million gross revenue from pesticides
- 100% waiver if fewer than 500 employees and less than \$10 million gross revenue from pesticides
- The gross revenue should include the registrant and its affiliates

Minor Use Criteria for a Fee Waiver or Reduction

- A registration fee waiver or reduction may be granted if anticipated revenues from the uses that are the subject of the application would be insufficient to justify imposition of the full application fee

What information should be included in waiver/reduction request?

- The name and address of the entity
- A certification signed by a responsible officer
- Supporting documentation

Supporting Documentation for Small Business Identities

Self-certification

- Pros
 - Relatively Resource-free
- Cons
 - May lose legitimate revenue
 - Retrospective audit could be resource-intensive

Supporting Documentation for Small Business Identities

Self-certification plus Structure Chart

■ Pros

- Relatively low cost
- Some checks on applicant's certification

■ Cons

- May not be sufficient to warrant legitimate revenue
- Retrospective audit still could be resource-intensive

Supporting Documentation for Small Business Identities

Full Disclosure with Certified Financial Data

■ Pros

- More complete ability to evaluate waiver application
- Fewer audits needed

■ Cons

- Resource intensive in staff and time

Supporting Documentation for Minor Uses

Self-certification

- Pros
 - Relatively resource-free
- Cons
 - May lose legitimate revenue
 - Retrospective examination/audit could be resource-intensive

Supporting Documentation for Minor Uses

Self-certification plus Market Analysis

■ Pros

- Relatively low cost
- More ability to evaluate their conforming to criteria

■ Cons

- Retrospective examination/audit still could be resource-intensive

Determination to Grant or Deny Waiver Request

- The agency will evaluate waiver and fee reduction requests as soon as possible
 - But not later than 60 days after the receipt of the waiver request
- A request for a waiver or reduction should be submitted in writing at the time the application is submitted

Next Steps

- Seeking emergency ICR clearance from OMB
- Feedback from industry
- Guidance Documentation



Pesticide Registration Service Fees

- PRIA and Reregistration -

Mark A. Hartman, Chief
Program Services Branch
Special Review and Reregistration Division

Reregistration: PRIA Requirements

- Requires all food use REDs be completed by August 3, 2006
- Requires all non-food use REDs be completed by October 3, 2008
- Provides 2 additional years for generic data required in the RED to be submitted before product reregistration decisions when “extraordinary circumstances” exist

Impact on Reregistration Program

- Most food use REDs were already on the schedule for completion by FY06
- A handful of REDs previously scheduled for FY07/08 are now being scheduled for 05/06
- OPP plans to post a complete schedule on the Internet in April Schedule to include projected decision dates as well as dates when key phases of the public process are expected to begin

REDs Added to FY05/06 Schedule

- Arsenal (Imazapyr)
- Benzoic Acid
- Chlorsulfuron
- Copper Compounds
- Copper Salts
- Copper Sulfate
- Dicamba
- Inorganic Sulfites
- Salicylic Acid
- Sethoxydim

Maintenance Fees

- Fees extended for an additional 5 years
- Fees increased and front-loaded
 - FY 2004 = \$26M
 - FY 2005 = \$27M
 - FY 2006 = \$27M
 - FY 2007 = \$21M
 - FY 2008 = \$15M

Resources to Implement PRIA

- 15 FTEs to help fulfill the reregistration requirements in the new law
- Close to \$4M in additional contract funding for FY2004
- Will evaluate further resource needs in FY2005

Public Process

- Very experienced with the public process and have developed a good track record
- Ensure a timely, open decision-making process
- Committed to a robust process that will continue to include all stakeholders
- Users/growers, commodity groups, public interest groups, other federal and state agencies

Public Participation Process

- Expect to soon publish a FRN that details the public process the Agency will use for reregistration
- Reiterates our commitment to transparency and stakeholder involvement



Pesticide Registration Service Fees

- Pesticide Worker Safety -

Kevin Keaney, Chief
Certification and Worker Protection Branch
Field and External Affairs Division

Pesticide Registration Improvement Act of 2003

- Section 33(c)(3)(B) Worker Protection:

“For each of the fiscal years 2004 – 2008, the Administrator shall use approximately 1/17 of the amount in the Fund (but not more than \$1M, and not less than \$750K, for any fiscal year) to enhance current scientific and regulatory activities related to worker protection.”

Program Objectives of Section 33(c)(3)(B)

Improve Pesticide Worker Safety by:

- Enhancing existing efforts to address and reduce risks associated with work with and around pesticides
- Enhancing base funding for pesticide worker safety activities
- Characterizing better the needs of effected workers
- Generating improved data for risk management

Pesticide Worker Safety: Major Program Components

- **PROTECT:** Develop effective risk prevention by increasing worker knowledge and preparedness
- **RESPOND:** Enhance worker ability to respond effectively to incidents
- **COLLECT SOUND DATA:** Improve quality and usefulness of field information
- **INFORM:** Use data and analysis for effective communication of safety measures and improved risk management decision-making

Priority Setting Principles

- Build on existing foundation and activities
- Maximize risk reduction
 - Pesticide worker focus
- Advance all major program components
 - Protect workers, Respond to incidents, Collect sound field data, Inform workers and public
- Seek near term results

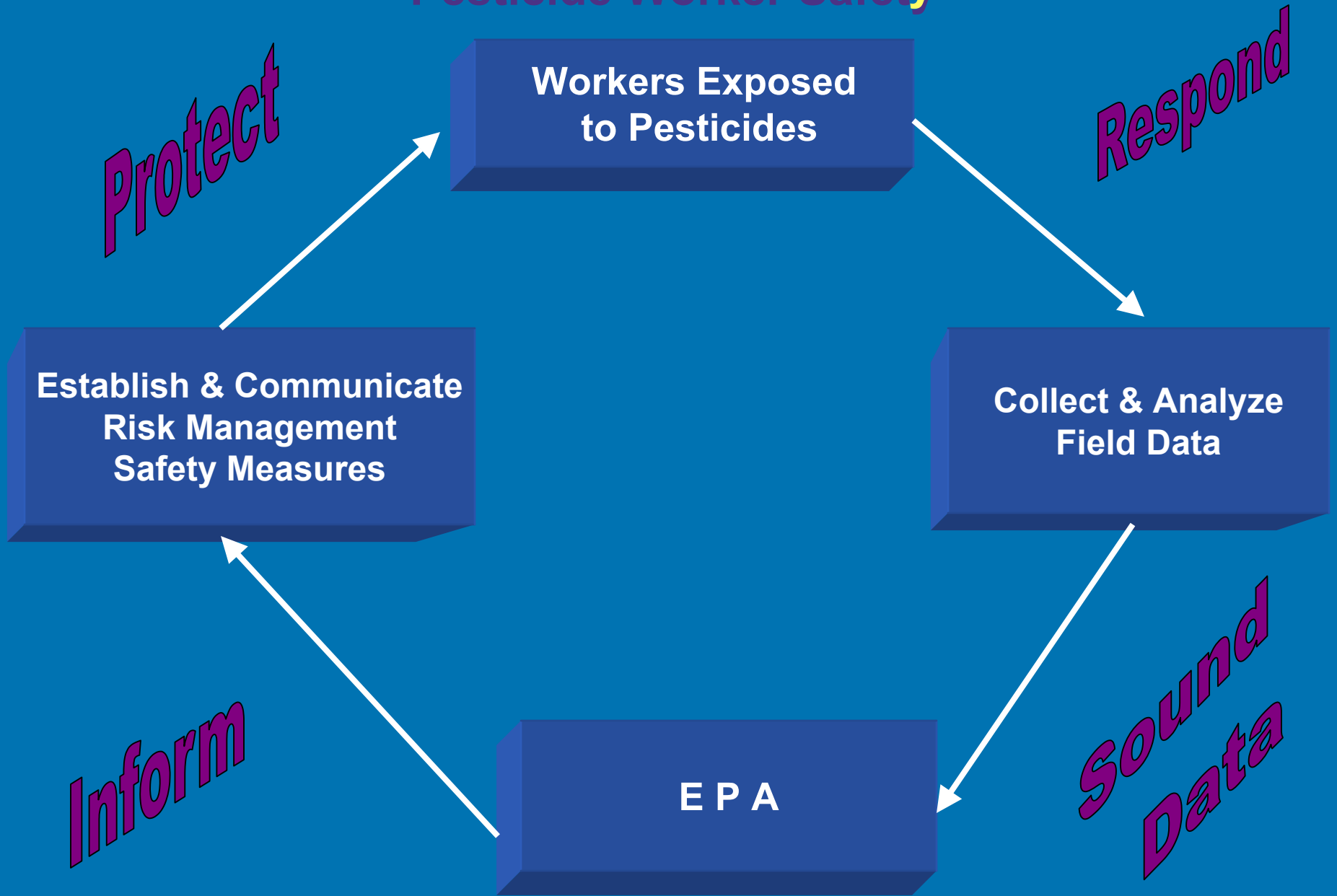
Pesticide Worker Safety: Strategic Framework

**Agricultural Worker
Protection Regulation**

**Certified Pesticide Applicator
Regulation**

Health Care Provider Initiative

Pesticide Worker Safety



Pesticide Worker Safety: Fee Legislation Enhancements

Protect

Respond

Workers Exposed
to Pesticides

Natl.Pesticide Info.
Center 800#

Field Data
Collection

Integrate w/
SENSOR, 6a2 data

Training
Hazard Communication
Right-to-Know
Hispanic Radio Network
Natl.Ag Worker Survey
Label & Regulatory Decisions
Risk Management Actions

Inform

Public
Communication

EPA
Data Analysis

*Sound
Data*



Pesticide Program Internal Coordination

- Information management division
 - Manage field data
- Risk assessment division
 - Incorporate data in risk assessments
- Regulatory divisions
 - Incorporate data in regulatory decisions
- Field programs division
 - Incorporate findings in worker safety regulations and regional / international activities. Coordinate with enforcement office
- Regional offices
 - Coordinate with state agencies

Next Steps

- Coordinate early stage activity with internal and external participants and stakeholders
- Solicit suggestions for additional mid stage activity to generate facts and enhance science for pesticide worker safety
- Target Schedule
 - Meetings to solicit reactions and endorsement – March through May
 - Meetings to inform about and to describe the plan – May through August
 - Begin implementing plan components - June